

Thomas E. Willoughby
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New York, New York, 10006
(212) 669-0600

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
OSBORN METALS LIMITED,

Plaintiff,

- against -

YELLOW TRANSPORTATION, INC.,

Defendant.
-----X

Index No.
07 Civ. 9610(WHP)

**STIPULATION OF
DISCONTINUANCE**

IT IS HEREBY STIPULATED AND AGREED, that the above-entitled action having been settled, that it be and the same hereby is dismissed with prejudice, but without cost to any party subject to being re-opened within sixty (60) days after dismissal, should settlement funds not be received.

Dated: July 11, 2008

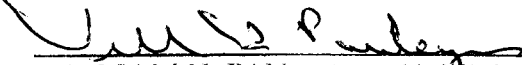
*The Clerk of Court is directed
to mark this case closed.*

HILL RIVKINS & HAYDEN LLP
Attorneys for Plaintiff

By: 

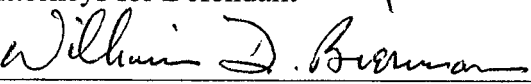
Thomas E. Willoughby
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New York, New York 10006
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SO ORDERED:



WILLIAM H. PAULEY III, U.S.D.J.
7/21/2008

NOWELL AMOROSO KLEIN BIERMAN, P.A.
Attorneys for Defendant

By: 

William D. Bierman
155 Polifly Road
Hackensack, New Jersey 07601
(201) 343-5001

SO ORDERED:

WILLIAM H. PAULEY III,
United States District Judge